

HOUSE BILL 1294

By Sanderson

AN ACT to amend Tennessee Code Annotated, Title 4,
Chapter 29, Part 2 and Title 57, Chapter 1, relative
to the alcoholic beverage commission.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-1-102, is amended by deleting subsection (a) and substituting instead the following:

(a) There is created and established the alcoholic beverage commission, which shall consist of five (5) members, three (3) to be appointed by the governor, one (1) to be appointed by the speaker of the senate, and one (1) to be appointed by the speaker of the house of representatives. The governor shall appoint one (1) member who resides in each grand division of the state. The members comprising the commission shall not be less than thirty (30) years of age, and shall have been residents and citizens of the state of Tennessee for at least five (5) years preceding their appointment. In making appointments to the commission, the appointing authorities shall strive to ensure that at least one (1) person serving on the commission is sixty (60) years of age or older and that at least one (1) person serving on the commission is a member of a racial minority.

SECTION 2. Tennessee Code Annotated, Section 57-1-103, is amended by deleting the section in its entirety and substituting instead the following:

(a)

(1) The three (3) members of the commission appointed by the governor shall be appointed for terms concurrent with the term of governor. In the event a

vacancy occurs, the governor shall appoint a person to fill the vacancy for the unexpired term.

(2) The two (2) members of the commission appointed by the two (2) speakers shall be appointed for four-year terms with the terms starting July 1, 2017. In the event a vacancy occurs, the appropriate speaker shall appoint a person to fill the vacancy for the unexpired term.

(b) The commissioners shall serve at the pleasure of the appropriate appointing authority and shall be subject to removal by that authority at any time.

(c) Each member of the commission shall receive three hundred dollars (\$300) for each meeting of the commission that the member attends.

(d)

(1) A member of the commission who misses more than fifty percent (50%) of the scheduled meetings in a calendar year shall be removed as a member of the commission.

(2) The chair of the commission shall promptly notify the respective appointing authority of any member who fails to satisfy the attendance requirement as prescribed in subdivision (d)(1).

SECTION 3. Tennessee Code Annotated, Section 57-1-104, is amended by deleting the third sentence in subsection (b) and substituting instead the following:

Three (3) members of the commission shall constitute a quorum for the transaction of any business, or in the performance of any duty, power, or function of the commission.

SECTION 4. Persons serving on the commission as of June 30, 2017, shall continue to serve through the remainder of their terms as prescribed in § 57-1-103.

SECTION 5. This act shall take effect July 1, 2017, the public welfare requiring it.